

1103326-0576IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Balganesch et al.
Serial No. : 09/355,296
Filed : July 28, 1999
For : RNA POLYMERASE ASSAY
Examiner : Ja-Na A. Hines
Group Art Unit : 1645

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| §1.8 | |
| I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office on the date indicated below at the facsimile number <u>571-273-8300</u> . | |
| Richard J. Scarnier | 35,372 |
| Agent Name | PTO Reg. No. |
| <i>Richard J. Scarnier</i> | October 13, 2008 |
| Signature | Date of Signature |

Attention: J. Hines
Art Unit: 1645
Facsimile No.: 571-273-8300
No. of Pages: 3

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NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF
PATENT APPEALS AND INTERFERENCES

Sir:

This is in response to the final Office Action mailed April 14, 2008. Applicants appeal to the Board of Patent Appeals and Interferences from the decision dated April 14, 2008 of the

Primary Examiner finally rejecting claims 1-4, 6 and 7. The Commissioner is hereby authorized to charge to Deposit Account No. 23-1703 the \$540.00 fee required for filing a Notice of Appeal.

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